IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Bail Appl..No. 2119 of 2007()

(CRIME NO. 202/2007 OF NEDUMANGADU POLICE STATION)

PETITIONER/ACCUSED:

SURENDRAN NAIR,
S/O BALAKRISHNAN NAIR, ASWATHY BHAVAN,
KOTTARAVILA, KATHALLOOR MUTTOM,
CHERIAKONNI P.O., TRIVANDRUM.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR

RESPONDENTS/ COMPLAINANT:

STATE OF KERALA, REP.BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 2119 OF 2007

Dated this the 13th day of April, 2007

O R D E R

Petitioner, who is the accused in Crime No.202/07 of Nedumangad Police Station for offences punishable under Secs.447, 294(b), 326 and 506(ii) I.P.C., seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The case of the prosecution is that at about 10.30 p.m. on 7.3.07 the petitioner attacked the defacto complainant with an iron rod resulting in injuries including fracture of his left wrist.

4. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the Investigating Officer on any day between 19-4-2007 and 21-04-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall, thereafter, be produced on the same day before the Magistrate, who shall consider his application for regular bail, preferably on the same date on which such application is filed.

This petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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